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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. MJ 09-529  
09 Plaintiff, )  
10 v. )  
11 MICHAEL ANTHONY SANTOS, ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offense charged: Felon in Possession of a Firearm and Ammunition

15 Date of Detention Hearing: October 19, 2009

16 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
17 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
18 that no condition or combination of conditions which defendant can meet will reasonably assure  
19 the appearance of defendant as required and the safety of other persons and the community.

20 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

21 (1) Defendant is charged with unlawful possession of a semi-automatic pistol and  
22 ammunition, after having been convicted of crimes that prohibit him from possessing firearms

01 or ammunition.

02           (2) Defendant was not interviewed by Pretrial Services. Much of his background  
03 information is unknown or unverified. His criminal history includes multiple failures to appear  
04 for hearing with resultant bench warrant activity, and prior firearms charges. He is on active  
05 supervision with the Washington State Department of Corrections. He does not contest  
06 detention.

07           (3) Defendant poses a risk of nonappearance due to unknown or unverified  
08 background information, a significant history of failing to appear, a history of failing to comply  
09 with court orders/supervision and a pending Attempt to Elude charge. He poses a risk of danger  
10 due to alleged gang activity, the nature of the charges, his status on active court supervision, a  
11 history of failing to comply with court orders and criminal history.

12           (4) There does not appear to be any condition or combination of conditions that will  
13 reasonably assure the defendant's appearance at future Court hearings while addressing the  
14 danger to other persons or the community.

15 It is therefore ORDERED:

16           (1) Defendant shall be detained pending trial and committed to the custody of the  
17 Attorney General for confinement in a correction facility separate, to the extent  
18 practicable, from persons awaiting or serving sentences or being held in custody  
19 pending appeal;

20           (2) Defendant shall be afforded reasonable opportunity for private consultation with  
21 counsel;

22           (3) On order of a court of the United States or on request of an attorney for the

01 Government, the person in charge of the corrections facility in which defendant  
02 is confined shall deliver the defendant to a United States Marshal for the purpose  
03 of an appearance in connection with a court proceeding; and

- 04 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
05 counsel for the defendant, to the United States Marshal, and to the United States  
06 Pretrial Services Officer.

07 DATED this 19th day of October, 2008.

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09 Mary Alice Theiler  
10 United States Magistrate Judge  
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